

Applicant : Scott Montgomery  
Appl. No. : 09/990341  
Examiner : Joshua A. Murdough  
Docket No. : 703602.2

### **Remarks**

Further to the remarks submitted June 30, 2008, the applicants wish to make the following supplemental remarks.

#### **Rejection of Claims Under 35 U.S.C. § 112, Second Paragraph**

As stated in the response dated June 30, 2008, in paragraph 8 of the Office Action, claims 1-11 were rejected under 35 U.S.C. section 112 as being incomplete for omitting essential steps, such omission amounting to a gap between the steps of the obtaining, reading or generating of the indexing tracking ID by the postal authority.

To clarify and supplement the remarks made at page 12, paragraph 5 of the June 30 response, the new independent claim 85, which in part corresponds to the previously rejected claim 1, recites steps that are performed at or by a vendor that is not the United States Postal Service (USPS) and, therefore, it should not be required to amend that claim to include steps (obtaining, reading or generating of the indexing tracking ID) that could be performed by a different entity, such as the USPS. Because no other independent claims were rejected on this basis in the March 28, 2008 Office Action, the applicants will not address this rejection as applied to any other previously pending or currently pending independent claim. The applicants wish to note that, as is clear from the claim language, independent method claim 106 recites steps that are performed at or by the USPS.

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### Conclusion

The applicants respectfully submit that the newly presented independent claims are allowable over the cited references. The applicants respectfully submit that the claims depending therefrom are likewise allowable.

Prompt and favorable action on the merits of the claims is earnestly solicited. Should the Examiner have any questions or comments, the undersigned can be reached at (949) 567-6700.

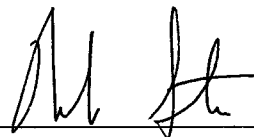
The Commissioner is authorized to charge any fee which may be required in connection with this Amendment to deposit account No. 15-0665.

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP

Dated: July 1, 2008

By: \_\_\_\_\_



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